

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:	)	Customer No.: 29000
Jeffrey YING	)	Confirmation No.: 4867
Serial No.: 10/772,100	)	Group Art Unit: 3687
Filed: February 4, 2004	)	Examiner: Ade, Oger Garcia
For: WIRELESS POINT-OF-SALE TRANSACTION SYSTEM AND METHOD	)	Office Action mailed:  December 23, 2008
)		

**AMENDMENT AND RESPONSE TO OFFICE ACTION  
PURSUANT TO 37 C.F.R. 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action dated December 23, 2008.

Claims 63 – 82 are pending and presently stand rejected as allegedly anticipated under 35 U.S.C. 102 by Kahn et al. (US 2004/0029569 A1) or obvious under 35 USC 103(a) as obvious over Khan in view of Stadelmann (US 6,415,156). Without acquiescence in the grounds of rejection and without prejudice to pursue the original claimed subject matter at a later time (by continuation application or otherwise), the claims have been amended herein to clarify the subject matter being claimed. Also,

new claims 83 – 85 have been added. Reconsideration of the grounds of rejection in view of the amendments and accompanying remarks is respectfully requested.

Accordingly, please amend this application as shown herein. It is believed that all of the presented claims are in condition for final allowance.

A summary of the status of the claims appears below.

**Summary of Claims**

Pending: 63 – 82

Amended: 63, 73

Canceled: 1 – 43

Withdrawn: 44 – 62

Unchanged: 64 – 72, 74 – 82

New: 83 – 85

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 10 of this paper.